

The Honorable John C. Coughenour

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

IN RE MICROSOFT XBOX 360
SCRATCHED DISC LITIGATION

No. 07-cv-1121-JCC

JOINT STATUS REPORT

Plaintiffs Jose Caraballo, Justin Hanson, Heidi and Robert Ling, Christine Moskowitz, Luis Torres and David Wood, and Defendant Microsoft Corporation respectfully submit this Joint Status Report pursuant to this Court's Order of February 23, 2010.

The parties have agreed to resolve this matter on an individual basis. As part of this agreed resolution, the parties will stipulate to dismissal of this matter with prejudice and without costs as to any party. The parties expect to file a Stipulation and Order of Dismissal within fourteen days of this Report, asking the Court to order dismissal on the terms set forth above.

DATED this 12th day of March, 2010.

CHITWOOD HARLEY HARNES LLP

By /s/ Darren T. Kaplan

Gregory E. Keller, WSBA #13040
Darren T. Kaplan (Admitted *pro hac vice*)
CHITWOOD HARLEY HARNES LLP
1230 Peachtree Street, N.W., Suite 2300
Atlanta, Georgia 30309
Tel: (404) 873-3900, Fax: (404) 876-4476

Co-Lead Plaintiff's Counsel

**STRITMATTER KESSLER WHELAN
COLUCCIO**

By /s/ Kevin Coluccio
Paul L. Stritmatter, WSBA # 4532
Kevin Coluccio, WSBA # 16245
200 Second Avenue West
Seattle, Washington 98119
Telephone: (206) 448-1777
Facsimile: (206) 728-2131

Liaison Counsel

DAVIS WRIGHT TREMAINE LLP

By /s/Stephen M. Rummage
Stephen M. Rummage, WSBA # 11168
Fred B. Burnside, WSBA #32491
1201 Third Avenue, Suite 2200
Seattle, Washington 98101
Telephone: (206) 622-3150
Facsimile: (206) 757-7700
*Attorneys for Defendant, Microsoft
Corporation*

**MONTGOMERY, McCRACKEN, WALKER &
RHOADS, LLP**

Charles B. Casper, Esq.
123 South Broad Street
Philadelphia, Pennsylvania 19109
Telephone: (215) 772-7223
Facsimile: (215) 731-3750
*Attorneys for Defendant, Microsoft
Corporation*

CERTIFICATE OF SERVICE

I hereby certify that on March 12, 2010, I electronically filed the foregoing *Joint Status Report* with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record who receive CM/ECF notification, and that the remaining parties (if any) shall be served in accordance with the Federal Rules of Civil Procedure.

DATED this 12th day of March, 2010.

Davis Wright Tremaine LLP
Attorneys for Defendant

By s/ Stephen M. Rummage
Stephen M. Rummage, WSBA #11168
Fred Burnside, WSBA #32491
Davis Wright Tremaine LLP
1201 Third Avenue, Suite 2200
Seattle, WA 98101-3045
Telephone: (206) 622-3150
Fax: (206) 757-7700
E-mail: steverummage@dwt.com
fredburnside@dwt.com